

Message Text

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62

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APPROVED BY EA/ROC:BLEVIN

EB/IFD/OIA - MR. STEBBING

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FM SECSTATE WASHDC

TO AMEMBASSY TAIPEI

UNCLAS STATE 245446

E.O. 11652: N/A

TAGS: BDIS, EINV, TW

SUBJECT: TRADE COMPLAINT: DESIGNS INTERNATIONAL INC.

1. WE HAVE RECEIVED INQUIRIES FROM SENATOR FULBRIGHT AND CONGRESSMAN FASCELL ON BEHALF OF DESIGNS INTERNATIONAL INC. (DI), MIAMI, FLORIDA CONCERNING THE 1971 LIQUIDATION OF A JOINT VENTURE, METALS INTERNATIONAL CO., (MI) LOCATED IN KAOHSIUNG EPZ. DI ALLEGES THAT PUBLIC ACCOUNTANT APPOINTED LIQUIDATOR OF MI, KUO TUAN-HUA, CONSPIRED WITH FIRM'S CHAIRMAN, LIN SHEN-CHE AND GENERAL MANAGER YEH HSIANG-YUNG TO SELL FIRM'S ASSETS TO LIN AND YEH AT UNREALISTICALLY LOW PRICE. DI CLAIMS INQUIRIES OF US BUSINESSMAN INTERESTED IN PURCHASING PLANT AT HIGHER PRICE WERE NOT ACKNOWLEDGED BY KUO. CASE HAS APPARENTLY ALREADY BEEN ADJUDICATED BY ROC COURTS RESULTING IN CONVICTION SUBSEQUENTLY OVERTURNED BY HIGHER COURT. DI ALLEGES THAT LIQUIDATOR KUO ABLE TO EXERT POLITICAL PRESSURE ON APPEALS JUDGE BY VIRTUE HIS POSITION AS NATIONAL ASSEMBLYMAN.

2. WE HAVE SENT INTERIM REPLIES TO SENATOR FULBRIGHT AND CONGRESSMAN FASCELL STATING THAT OUR INFLUENCE ON MATTERS FALLING UNDER THIRD COUNTRY JURISDICTION IS UNCLASSIFIED

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LIMITED AND IN THIS CASE FURTHER REDUCED BY THE COMPLE-

TION OF THE COURT PROCESS BUT THAT WE WOULD ASK EMBASSY
TO LOOK INTO THE MATTER.

3. WE WOULD APPRECIATE ANY INFORMATION YOU CAN SUPPLY
ON THIS CASE AS WELL AS YOUR ASSESSMENT OF RECOURSE
AVAILABLE TO US FIRM. ACCORDING DI, FRED CHU OF INTERNA-
TIONAL INDUSTRIAL COMPANY, LTD., TAIPEI, TEL 722245-7,
IS FAMILIAR WITH DETAILS OF CASE AND WE SUGGEST EMBASSY
CONTACT HIM. WE ARE TRANSMITTING SEPARATELY COPIES OF
CONGRESSIONAL CORRESPONDENCE.
INGERSOLL

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